IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

PRESENT
THE HON'BLE MR JUSTICE R.SUBHASH REDDY
WRIT PETITION NO : 27609 of 2005

Dated 2nd February, 2007

Between

Kum.S.Zeba Fatima

...Petitioner

and

NTR University of health Sciences, AP, at Vijayawada,
Rep. By its Vice Chancellor, and anr.

...Respondents.

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 27609 of 2005

ORDER:

The petitioner is a student of MBBS course. In this Writ Petition, the petitioner seeks Writ of Mandamus to declare the action of the respondents in awarding three marks for the answer to question No. 7 in Anatomy subject and, further, changing the same to two marks, as illegal and arbitrary.

It is submitted by the learned Standing Counsel appearing for the respondents that the examiner himself had corrected in the first valuation and awarded two marks only. It is stated that there is no change of marks as pleaded by the petitioner afterwards. It is further submitted that the answer scripts of the petitioner were placed before the another examiner, who too had confirmed the two marks awarded for the answer to Question No.7.

Except her own assessment with regard to the correctness

of the answer to award more marks than awarded, there is no other basis for claiming more marks for question No. 7 in the subject of Anatomy. With regard to valuation of answer scripts, this Court cannot act as an appellate authority. Merely because student did not get marks as per his/her assessment, the same is no ground to call for the answer scripts by this court and examine the same, in exercise of powers under Article 226 of the Constitution of India. In that view of the matter, I do not find any valid ground for grant of relief as prayed for.

The Writ Petition is devoid of merits and is accordingly dismissed. No order as to costs.

JUSTICE R. SUBHASH REDDY

DATE: 02-02-2007.
Msnr.